O.F. 100/-

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR,

Writ Petition No.157 of 2004

PETITIONER: Dhanendra Bhardwaj, son of Late Ramgulal Bhardwaj, aged about 27 years, resident of Village Tekari, Post Mandhar Colony, District Raipur.

Versus

RESPONDENTS:

1. State of Chhattisgarh, Through; The Secretary, Department of Panchayat, D.K.S. Building, Raipur (C.G.).
2. The District Education Officer, Raipur (C.G.).
3. The Chief Executive Officer, Janpad Panchayat Simga, District Raipur (C.G.)
4. The Chief Executive Officer, Janpad Panchayat Dharsiva, District Raipur (C.G.)
5. The Chief Executive Officer, Janpad Panchayat Tilda, District Raipur (C.G.).

P.R. No. 1132/04 Presented by Shri Sandeep Sahu dated 16-4-04

RECEIVED-COPY 16/4/04 Clerk to A.G. Bilaspur

WRIT PETITION UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS, CERTORARI AND /OR ORDER(S) AND /OR DIRECTION(S) IN THE NATURE OF WRITS

The humble petition of the petitioner above named.

MOST RESPECTFULLY SHOWETH:

1. **Particulars of the petitioner**: -

   As per the cause title.

Respondents:

HIGH COURT OF CHHATTISGARH AT BILASPUR

(59)

Writ Petition No. 1157 of 2004

Petitioner: Dhanendra Bhardwaj

Versus

Respondents: State of Chhattisgarh & others

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri.**

Shri Ajit Singh, Advocate for the petitioner.

Shri Arvind Dubey, Panel lawyer for the Respondents No. 1 and 2.

None for the respondents No. 3, 4 and 5.

ORAL ORDER

(19th July, 2006)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. The father of the petitioner namely Shri Ramgulal Bhardwaj, while working as Teacher in the Primary School, Village- Chhapora (Lalpur), District- Raipur, died in harness on 19.10.1999. The petitioner, being dependent and legal heir, was appointed on compassionate ground vide order dated 21.5.2001 (Annexure P/4) on the post of Shiksha Karmi Grade-III and pursuant to that order the petitioner joined his duties at Primary School – Sankra, Block- Tilda, District- Raipur. Later on this order was withdrawn by order dated 26.6.2001 (Annexure P/1) on the ground that the post on which the petitioner was appointed on compassionate ground, has been abolished.

2. Recently the State Government has issued a circular dated 2.2.2006 to consider the cases of dependent legal heirs of deceased employees on compassionate basis. This Court has also passed order dated 20.12.2005 in W. P. No. 1322/2002 and other

connected matters, in regard to the matters relating to compassionate appointments.

3. Learned counsel for the petitioner submits that the case of the petitioner be also considered as per the provisions of the circular dated 2.2.2006 and in view of the order dated 20.12.2005 passed by this Court in W.P.No. 1322/2002 and other connected matters, to which learned counsel for the State has no objection.

4. In view of the above, the State Government is directed to consider the case of the petitioner as per its own circular dated 2.2.2006 and also in view of the order dated 20.12.2005, passed by this Court in W. P. No. 1322/2002 and other connected matters on its own merit, in accordance with law.

5. For the reasons stated-above, the writ petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur